

Senate Study Bill 1298

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
REBUILD IOWA BILL BY
CHAIRPERSON HOGG)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the issuance or approval of building plans,
2 permits, licenses, certificates, and other documents by a
3 local building department.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 2428SC 83
6 md/rj/14

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1 1 Section 1. NEW SECTION. 103A.20A BUILDING PERMITS IN
1 2 DISASTER=AFFECTED AREAS.
1 3 A local building department shall not deny approval or
1 4 issuance of a plan, permit, license, certificate, or similar
1 5 document prescribed or required by state or local building
1 6 regulations on the ground that the property is located in an
1 7 area that may in the future be the subject of a property
1 8 acquisition proposal by a governmental subdivision. A plan,
1 9 permit, license, certificate, or similar document may be
1 10 disapproved, denied, or revoked by a local building department
1 11 if the owner of the property has accepted an offer to sell the
1 12 property to a governmental subdivision pursuant to a property
1 13 acquisition proposal. For the purposes of this section,
1 14 "property acquisition proposal" means a financial incentive or
1 15 compensation offered by a governmental subdivision to a
1 16 property owner in exchange for the title to property located
1 17 within an area that was damaged by a disaster as defined in
1 18 section 29C.2.

1 19 EXPLANATION

1 20 This bill prohibits a local building department from
1 21 denying approval or issuance of a plan, permit, license,
1 22 certificate, or similar document prescribed or required by
1 23 state or local building regulations on the ground that the
1 24 property is located in an area that may in the future be the
1 25 subject of a property acquisition proposal by a governmental
1 26 subdivision. The bill provides that a plan, permit, license,
1 27 certificate, or similar document may be denied, disapproved,
1 28 or revoked by a local building department if the owner of the
1 29 property has accepted an offer to sell the property to a
1 30 governmental subdivision pursuant to a property acquisition
1 31 proposal, as defined in the bill.
1 32 LSB 2428SC 83
1 33 md/rj/14